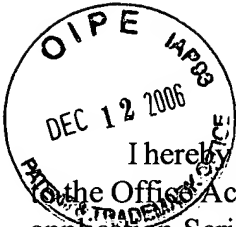


## REMARKS

The applicant elects species 2 with traverse.

The general case is medical data being processed. Since DICOM is the current standard in the industry it is expected that the data received will be DICOM data. If DICOM data is received it is an obvious variation of the general case that the DICOM data has to be processed using DICOM standards and if the data received is not DICOM the DICOM standards will be applied to put the data in the DICOM standard for further processing and use in the DICOM standard and therefore it is an obvious variation of the general case that DICOM standards be applied. Therefore the applicant believes that use of DICOM standards does not represent a separate invention but a subset of the general case.



## CERTIFICATE OF MAILING

I hereby certify that the foregoing Election/Restriction consisting of two (2) pages in response to the Office Action dated November 13, 2006 a transmittal letter and a return receipt postcard, in application Serial No. 09/753,792, filed on January 3, 2001, of Kurosh Samari-Kermani entitled "MEDICAL DATA RECORDING SYSTEM" is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450, postage prepaid, on December 7, 2006.

Date of Signature: December 7, 2006.

April C. Nelson

On Behalf of Steven E. Kahm

Attorney for Applicant(s)